



California Regional Water Quality Control Board

Los Angeles Region



Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

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Arnold Schwarzenegger
Governor

Meeting Minutes

Los Angeles Regional Water Quality Control Board
August 3, 2006 Regular Board Meeting
City of Santa Clarita
23920 Valencia Blvd., Santa Clarita, California

Item 1. Roll Call

The meeting was called to order by Chair David Nahai at 9:16 a.m.

Board Members Present: Chair H. David Nahai, Vice Chair Fran Diamond, Susan Cloke, Bonny Herman, Mary Ann Lutz, Maribel Marin, Leo Vander Lans, Dick Richardson

Board Members Absent: Brad Mindlin

Staff Present: Jonathan Bishop, Deborah Smith, Ronji Harris, David Bacharowski, Blythe Poniek-Bacharowski, Stephen Cain, Laura Gallardo, L.B. Nye, Jack Price, Paula Rasmussen, Phil Wyels, David Hung, Robert Sams, Jenny Newman, Samuel Unger, Mazhar Ali, Jau Ren Chen,

Individuals whose Names Appear on the Sign-In Sheet

Mr. Rob Roy, VCAWQC	Mr. Rex Laird, Farm Bureau
Mr. Howard Smith, VCEDA	Ms Jackie Bick, Rep. Senator George Runner
Mr. John Dullam, Mandalay Berry Farms	Mr. Jim Lloyd-Butler, Lloyd-Butler Ranch
Mr. Richard Haimann, MWH	Ms. Linda Johnson, Rep. Senator George Runner
Mr. David Lippman, Las Virgenes MWD	Mr. Randal Orton, Las Virgenes MWD
Ms. Uzi Daniel, West Basin MWD	Ms. Jill Martinez, Jill Martinez for Congress
Ms. Dana Sesma, Rep. Assemblywoman Audra Strickland	Ms. Cathy Kennedy, Assemblyman Richman's Office
Mr. Bruce Fortune, Resident	Mr. Dan Masnada, Castaic Lake Water Agency
Mr. Bob DiPrimio, Valencia Water Company	Ms. Vicki Conway, L.A. County Sanitation District
Mr. Isaac Lieberman, Resident	Ms. Peggy Mueller, Southland Regional Association of Realtors
Mr. Oliver Cramer, City of Santa Clarita	Ms. Sharon Green, L.A. County Sanitation District
Mr. Ron Bottorff, Friend of the Santa Clara River	Mr. Guy Witney, California Avocado Commission
Ms. Deborah Chastaw, Rep. Shadow Oaks HOA	Mr. Tony McKelvey, Leiner Health Products
Ms. Lynne Plumbeck, Santa Clarita Planning	Mr. Mike Solomon, United Water Conservation District
Mr. Marc Del Piero, California Strawberry Commission	Mr. Matthew Freeman, Camulos Ranch Company
Ms. Kirsten James, Heal the Bay	

California Environmental Protection Agency



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Mr. Dan Detmes, United Water Conservation District	
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Item 2. Order of Agenda.

There were no changes to the Order of the agenda.

Item 3. Approval of July 13, 2006 draft Meeting Minutes.

MOTION: To approve draft meeting Minutes with additional language as requested by Board member Susan Cloke.

First: Board Member Susan Cloke

Second: Board Member Dick Richardson

Vote: Approved unanimously by vote

Item 4. Board Member Communications.

Board Member Dick Richardson and staff member Stephen Cain met with Mr. Gary Chusamano of Newhall Land and Farming and Mr. Jim Stahl of L.A. County Sanitation Districts to discuss their views on meeting the chloride issues for the TMDLs..

Item 5. Executive Officers Report

Report given by Jonathan Bishop, Executive Officer, and posted on the Board's website:

www.swrcb.ca.gov/~rwqcb4/html/eo_reports/eo_reports.html .

Item 5.a. Report from State Board by Michael Levy, Chief Staff Counsel.

Counsel Michael Levy gave the report summarizing the draft Board Member Communication Disclosure memorandum released by Chief Counsel Michael Lauffer of the State Water Resources Control Board, Office of Chief Counsel. Mr. Levy gave clarification on what is considered Ex Parte Communications, and discussed the protocol for adjudicative proceedings at Board meetings.

Item 6. Public Forum.

Speakers:

Senator George Runner

Mr. Michael Murphy, City of Santa Clarita

Item 7. Uncontested Items Calendar.

MOTION: To deem non-controversial and approve Agenda Items 8, 9, 10, 11

First: Board Member Susan Cloke



Second: Board Member Mary Ann Lutz.

Vote: Approved by unanimous vote.

Item 12. Update on Tapia Water Reclamation Facility's Effluent Alternative Study.

Mr. John Mundy, Las Virgenes Municipal Water District gave a brief update to the Board on the results of the study to identify alternatives in order to avoid year-round discharges to Malibu Creek. Mr. Mundy discussed the basis for the study and addressed the key environmental issues and the environmental quality impacts on the property.

Public Comment:

Ms. Kirsten James, Heal the Bay

Ms. Kirsten James indicated that Heal the Bay has plans to look into the study in the near future, and that Heal the Bay believes that the ocean outfall alternative should be studied further, and other alternatives in the study are unclear.

Item 13. Consideration of a proposed Basin Plan Amendment to revise the Implementation Plan for the Upper Santa Clara River Chloride Total Maximum Daily Load (TMDL).

Chair David Nahai administered an Oath.

Ms. Deborah Smith, Deputy Chief Executive Officer made introductory remarks and gave some background history on the TMDL Implementation Plan prior to introducing Mr. Samuel Unger who gave the staff presentation for this matter.

Staff Report.

Mr. Samuel Unger

- Clarified that the objective of this TMDL is to protect beneficial uses.
- Clarified that the Board today is being asked to accelerate the Implementation Plan by two years
- Gave background and regulatory history
- Discussed the beneficial uses and land uses
- Average chlorides exceed the standard of 102 mgs per liter
- There is currently an ongoing ground water interaction study that is expected to be completed by March 2007, but there may be a 7-month delay; a new schedule is being reissued
- Staff recommend the Board adopt Schedule 4 to accelerate the Implementation Schedule

Public Comment:

- Supervisor Kathy Long (In support of Schedule 4)
- Supervisor John Flynn, (In support of Schedule 4)
- Mayor Pro Tem Marsha McLean, City of Santa Clarita (Opposed to changing the current schedule at this time, and do not believe enough scientific evidence is available)
- Mr. Ken Striplin, City of Santa Clarita (Opposed to changing the current schedule)
- Ms. Dana Sesma, Representing Assembly Woman Audra Strickland, 37th District (Opposed to changing the current schedule)



- Mr. Bob Hauter, Representing L.A. County Supervisor Mike Antonovich (Opposed to changing the current schedule)
- Mr. Jim Stahl, L.A. County Sanitation District (Opposed to changing the current schedule, and does not believe that Schedule 4 will provide compliance)
- Ms. Vicki Conway, L.A. County Sanitation District (Opposed to changing the current schedule)
- Mr. Rob Roy, VCAWQC (In support of Schedule 4 and staff recommendation)
- Mr. Matt Freeman, Camulos Ranch (In support of Schedule 4)
- Mr. Howard Smith, VCEDA (In support of Schedule 4)
- Mr. Guy Witney, California Avocado Commission (In support of Schedule 4)
- Ms. Ann Hopkinson, Valley Crest Tree Company (In support of Schedule 4)
- Mr. Jim Finch, Farmer (In support of Schedule 4)
- Mr. Jim Lloyd Butler, Farmer (In support of Schedule 4)
- Mr. Don Reeder, Farmer (In support of Schedule 4)
- Mr. Sam Mc Intyre, Farmer (In support of Schedule 4)
- Mr. Rick Tomlinson, California Strawberry Commission (In support of Schedule 4)
- Mr. Mark Del Piero, California Strawberry Commission (In support of Schedule 4)
- Mr. Rex Laird, Ventura County Farm Bureau (In support of Schedule 4)
- Dr. Steve Bachman, United Water Conservation District (In support of Schedule 4)
- Mr. Larry Alexander, Rep. Crimson Piping (Opposed to changing the current schedule)
- Ms. Maria Gutzeit, Representing self (Opposed to changing the current schedule)
- Mr. Mark Gentry, Farmer (In support of Schedule 4)
- Mr. Carl Goldman, KHTS Radio, Representing himself (Opposed to changing the current schedule)
- Mr. Ron Bottorff, Friends of the Santa Clara River (In support of Schedule 4)
- Mr. Dan Masnada, Castaic Lake Water Agency
- Mr. Robert Di Primio, Valencia Water Company
- Mr. Tony Mc Kelvery, Leiner Health Products
- Mr. Craig Johns, Calleguas Creek Watershed Association
- Mr. Cam Nullentjer, Representing self (In support of Schedule 4)
- Ms. Marybeth Kaminski-Power, Representing self
- Mr. Bert Rapp, City of Fillmore (Opposed to changing the current schedule)
- Mr. Mark Subbotin, Newhall Land (Opposed to changing the current schedule)

Break taken: 3:40 to 3:50 p.m.

Executive Officer Jonathan Bishop discussed the literature review from last November, and the Board's direction to staff to look at milestones for the possibility of accelerating the schedule by two years, while still addressing concerns that were heard in previous hearings.

Staff Counsel Michael Levy gave clarification on other issues and concerns that the Board raised including site specific objectives, and the LRE studies.



Board question/discussion/concerns:

- Asked for more clarification on the study
- Asked for clarification on the number for the water quality objectives
- Asked to clarify whether or not we are proposing a brine line
- Asked for clarification (from L.A. County Sanitation District representatives) as to how accelerating the implementation schedule will be more costly.

MOTION: To adopt the proposed Basin Plan Amendment with change sheets as recommended by Board staff.

First: Board Chair David Nahai

Second: Board Member Susan Cloke

Vote: Approved by voice vote

The meeting was adjourned at approximately 5:06 p.m. Minutes adopted at the September 14, 2006 Board meeting.

Written and submitted by: _____

